

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF GEORGIA  
AUGUSTA DIVISION

EQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION,

Plaintiff,

WESLEY SMITH,

Plaintiff-Intervenor,

v.

CV 118-146

VALLEN DISTRIBUTION, INC.  
d/b/a HAGEMEYER NORTH AMERICA,  
INC.,

Defendant.

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O R D E R

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Before the Court is Wesley Smith's motion to intervene as a party plaintiff. (Doc. 7.) Neither Plaintiff Equal Employment Opportunity Commission nor Defendant Vallen Distribution oppose Mr. Smith's motion. Moreover, "[i]f . . . the EEOC files suit on its own . . . the employee may intervene in the EEOC's suit." Equal Emp't Opportunity Comm'n v. Waffle House, Inc., 534 U.S. 279, 291 (2002) (citing 42 U.S.C. § 2000e-5(f)(1)). Therefore, upon due consideration, the Court **GRANTS** Wesley Smith's motion to intervene (Doc. 7). Plaintiff-Intervenor shall file his complaint

within **SEVEN (7) DAYS** from the date of this Order as a stand-alone entry on the docket.<sup>1</sup>

ORDER ENTERED at Augusta, Georgia, this 3<sup>rd</sup> day of January, 2019.

  
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J. RANDAL HALL, CHIEF JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA

<sup>1</sup> This case is currently stayed pursuant to the Court's Order dated December 26, 2018 (Doc. 20), because the appropriations to fund the EEOC lapsed on December 21, 2018. If the EEOC funding is not restored prior to the date this Order is entered, Plaintiff-Intervenor shall have **SEVEN (7) DAYS** from the date EEOC funding is restored to file his complaint in accordance with the December 26, 2018 Order.